

**FILED**

**United States Court of Appeals  
Tenth Circuit**

**UNITED STATES COURT OF APPEALS**

**FOR THE TENTH CIRCUIT**

**May 18, 2023**

**Christopher M. Wolpert  
Clerk of Court**

STATE OF OKLAHOMA; KEVIN  
STITT, in his official capacity as Governor  
of Oklahoma; OKLAHOMA  
DEPARTMENT OF MINES;  
OKLAHOMA CONSERVATION  
COMMISSION,

Plaintiffs/Counterclaim Defendants -  
Appellants,

v.

UNITED STATES DEPARTMENT OF  
THE INTERIOR; DEBRA A. HAALAND,  
in her official capacity as Secretary of the  
Interior; OFFICE OF SURFACE MINING  
RECLAMATION AND  
ENFORCEMENT; GLENDA OWENS, in  
her official capacity as Acting Director of  
the Office of Surface Mining Reclamation  
and Enforcement,

Defendants/Counterclaimants -  
Appellees.

No. 23-6008  
(D.C. No. 5:21-CV-00719-F)  
(W.D. Okla.)

**ORDER**

This matter is before the court on the parties' stipulation to dismiss, which the court construes as a motion to voluntarily dismiss this appeal pursuant to Fed. R. App. P. 42(b). The motion, as construed, is granted. Each party will bear its own costs.

A copy of this order shall stand as and for the mandate of the court.

Entered for the Court

A handwritten signature in black ink, appearing to read 'C. Wolpert', with a long horizontal stroke extending to the right.

CHRISTOPHER M. WOLPERT, Clerk